The opinion in support of the decision being entered today was <u>not</u> written for publication in a law journal and is <u>not</u> binding precedent of the Board.

Paper No. 24

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte HUEI-MEI CHEN, CYNTHIA D. HONCHELL, and Y. TOM TANG

> Appeal No. 2005-0345 Application 09/840,746

MAILED

MAY 3 1 2005

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

## **ORDER DISMISSING APPEAL**

Before HARKCOM, <u>Acting Chief Administrative Patent Judge</u>, WILLIAM F. SMITH and GREEN, <u>Administrative Patent Judges</u>.

## Per curiam.

Appellants were given a period of one month to respond to the "ORDER UNDER 37 CFR § 41.50(d)" mailed on March 18, 2005. The order also stated that "[f]ailure to respond in a timely manner will result in <u>dismissal of the appeal</u>."

Since no response has been received, the case is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

Gary/V. Harkcom, Acting Chief ) Administrative Patent Judge )

William F. Smith Administrative Patent Judge

Administrative Patent Judge

**BOARD OF PATENT** 

APPEALS AND

**INTERFERENCES** 

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